IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.
CRIMINAL APPLICATION No.2507/2007

Mrs Dilshad Shashikant Patel ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Mr H. S. Anand i/b Ms Sarita Ponde, Advocate
for the applicant.

Mr Rajesh More, APP for the State.

CORAM: V.C. DAGA,J.

DATED: 1. 8. 2007.

P.C.:-

1. Heard learned counsel for the applicant and the learned APP for the State.

2. Perused application.

3. The applicant is seeking anticipatory bail under Section 438 of the Cr.P.C. in L.A.C.No.2328 of 2007 registered with Social Service Branch, Crime Branch Crawford Market, Mumbai for the offence under Sections 3, 4, 5 7 (1) (b) of the Immoral Traffic (Prevention) Act, 1956.

4. According to the applicant, she is owner

of premises Room No. 1109 located in Building No.3 on 11th floor of building known as "Navjivan Commercial premises" at Lamington Road, Bombay - 8.

5. The applicant - accused was carrying on business in the said premises under the name and style "M/s Anju Beauty Parlour." However, now this business is being run by one Ms. Chhaya Suresh Nayar taken on leave and license basis for a period of 11 months.

6. Thus,as per the applicant there is no direct connection of the present applicant with the business run in the premises as such she cannot be connected with the offence alleged.

7. Learned APP for the State could not show her connection with the said business. He could not satisfy me as to what purpose would be achieved by seeking custody of the applicant in absence of her nexus with the business run. In this view of the matter, I am inclined to grant anticipatory bail to the applicant.

8. In the above view of the matter, I am inclined to grant bail to the present applicant in the sum of Rs. 25,000/- on the following terms and conditions.

(a) that she should report Social Service Branch, Crime Branch, Crawford Market Mumbai once in a week i.e. on every Friday between 3.00 to 5.00 p.m.

(b) the applicant shall not, directly indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(c) the applicant shall not pressurise witnesses and that she shall co-operate with the Investigating agency, if required.

9. This order of anticipatory bail shall remain in force till the filing of the charge sheet. It would be open for the applicant to apply for regular bail before the regular

Court.

10. The application is allowed in the above terms.

(V.C. DAGA,J.)